

Read 29 April 1782

583. L. 13.
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Enacted 22 Geo. III Public Acts, c 54.



Great Britain - ^A George III, King ^K

B I L L

F O R

Restraining Sir *Thomas Rumbold*, Baronet, and *Peter Perring*, Esquire, from going out of this Kingdom for the Space of One Year, and until the End of the then next Session of Parliament; and for discovering the Estate and Effects of Sir *Thomas Rumbold*, Baronet, *Peter Perring* and *John Whitehill*, Esquires, and for preventing the transporting or alienating of the same.

Note.—The Figures in the Margin denote the Number of the Folios in the written Copy.

***** WHEREAS Sir *Thomas Rumbold*, Baronet, heretofore Governor and President of the Settlement of *Fort Saint George*, on the Coast of *Coromandel*, in the *East Indies*; and *John Whitehill*, Esquire, late Governor and President, and heretofore a Member of the Council and Select Committee of the said Settlement; and *Peter Perring*, Esquire, lately One of the Council, and a Member of the Select Committee of the Settlement aforesaid, from the Examinations and Enquiries of a Committee of Secrecy, appointed by the

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the Commons of *Great Britain* in Parliament assembled, to enquire into the Causes of the War which now subsists in the *Carnatic*, and of the present Condition of the *British* Possessions in those Parts, and from the Reports of the said Committee of Secrecy thereupon, appear to be proper and necessary Objects of Justice in Parliament, by reason of divers Breaches of Trust, and high Crimes and Misdemeanors, which there is great Reason to believe have been respectively by them committed :

And whereas the said *John Whitehill*, Esquire, is now out of the Realm, and cannot now be brought to answer in Parliament for the same :

Now, to the End that the Persons of the said Sir *Thomas Rumbold*, Baronet, and *Peter Perring*, Esquire, and the Estates, Real and Personal, of the said Sir *Thomas Rumbold*, Baronet, *John Whitehill* and *Peter Perring*, Esquires, may be secured, so as to answer and be liable to Justice in Parliament ; Be it Enacted by the KING's Most Excellent MAJESTY, by and with the Advice and Consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, That the said Sir *Thomas Rumbold*, Baronet, *Peter Perring*, Esquire, or either of them, shall not go or depart out of the Kingdom during the Space of One whole Year, to be computed from the
 3 and until the End of the then next Session of Parliament ; and that the said Sir *Thomas Rumbold*, Baronet, and *Peter Perring*, Esquire, shall each of them respectively, before the
 in due Form of Law, severally enter into One or more Recognizance or Recognizances to His Majesty, with Two or more sufficient Sureties each, before the Lord Chief Baron, or One other of the Barons of His Majesty's Court of Exchequer at *Westminster*, in the respective Penalties hereinafter mentioned ; (that is to say) In the Penalty of for
 4 each of them the said Sir *Thomas Rumbold*, and *Peter Perring*, Esquire, and in the Penalty of
 for every of the Sureties of each of them the said Sir *Thomas Rumbold*, and *Peter Perring*, Esquire ; which said several Recognizances shall be made upon this Condition, that if either of them the said Sir *Thomas Rumbold*, Baronet, or *Peter Perring*, Esquire, who shall enter into such Recognizance, shall not go or depart out of this Kingdom during the Space of One whole Year, to be computed from
 or before the End of the then next Session of
 Parliament,

Parliament, then such Recognizance shall be void, otherwise the same shall remain in force; for the taking, entering, and enrolling of which Recognizance or Recognizances the said Lord Chief Baron, or Barons, or other Officer, shall take Ten Shillings, and no more, for each Recognizance, besides the Stamp Duty: And in case the said Sir *Thomas Rumbold*, Baronet, and *Peter Perring*, Esquire, or either of them, shall neglect to enter into Recognizance or Recognizances before the said

each of them so neglecting shall by the said Lord Chief Baron or Barons, or any Two or more of them, be committed to the Prison of the *Fleet*, there to remain without Bail or Mainprize until the End of the said Year, to be computed as aforesaid; and the said Chief Baron or Barons, or any Two or more of them, are hereby respectively authorized and required to issue their Warrant or Warrants for that Purpose; and if either of them the said Sir *Thomas Rumbold*, and *Peter Perring*, Esquire, shall, within the Space of One Year, to be computed from the

or before the End of the then next Session of Parliament, go or depart out of this Kingdom, each of them respectively so offending, and all and every Person or Persons who shall willingly be aiding and assisting to such Departure of either of them out of this Kingdom, shall be adjudged guilty of Felony, and shall suffer Death as a Felon without Benefit of Clergy, and shall forfeit to the King, His Heirs and Successors, all and singular his Lands, Tenements, and Hereditaments, and all and singular his Personal Estate and Effects, of what Kind or Nature soever.

And, in order to a full Discovery of the Estate and Effects of the said Sir *Thomas Rumbold*, Baronet, and *Peter Perring*, Esquire, and each of them; Be it Enacted by the Authority aforesaid, That each of them the said Sir *Thomas Rumbold*, Baronet, and *Peter Perring*, Esquire, shall, before the respectively deliver in on Oath before the Lord Chief Baron or One other of the Barons of the said Court of Exchequer for the Time being (which said Oath the said Lord Chief Baron and Barons are hereby impowered to administer) Two several and exact Particulars or Inventories, both of the same Import and Tenor, of all and singular the Lands, Tenements, and Hereditaments, Goods, Chattels, Debts, and Personal Estate whatsoever, in *Europe*, the *East Indies*, *China*, or elsewhere, which he was seized or possessed of, or entitled to, in his own Right, and which any other Person or Persons was or were seized or possessed of in Trust for him, or to or for his Use or Benefit, upon the

or at any Time after (the necessary Wearing Apparel of the Person delivering in such Particulars and Inventories, and of his Wife and Children, only excepted); and in case the Person delivering in such Particulars and Inventories, or any other Person or Persons in Trust for him, with his Privy, since the hath conveyed, aliened, transferred, or otherwise disposed of any Part of such Lands, Tenements, and Hereditaments, Goods, Chattels, Debts, or Personal Estate as aforesaid, which he, or any other Person for him, or to his Use, was seised or possessed of, or entitled to, on the said

8 or at any Time after, then such Particulars or Inventories shall contain a true Account of what Part of such Lands, Tenements, and Hereditaments, Goods, Chattels, Debts, and Personal Estate, as aforesaid, he hath so conveyed, aliened, or disposed of, and to what Person or Persons, by Name, at what Time, and whether for any, and what, Price or Consideration, either paid down or secured to be paid.

9 And be it further Enacted by the Authority aforesaid, That the Lord Chief Baron, and other the Barons of the said Court of Exchequer for the Time being, and every of them, to whom any such Particular or Inventory, or Particulars and Inventories, shall be delivered in on Oath in pursuance of this Act, shall, within convenient Time after such Particulars and Inventories shall have been delivered in respectively, deliver One Duplicate thereof to the Lord High Chancellor of *Great Britain*, or Speaker of the House of Lords, for the Time being, to be by him forthwith laid before the House of Lords, and One other Duplicate thereof to the Speaker of the House of Commons, in case a Parliament be then sitting, and in case no Parliament be then sitting, then as soon as conveniently may be in the then next Session of Parliament; and if it shall appear, upon Inspection or Perusal of such Particulars or Inventories, or any of them, by the said Lord Chief Baron and Barons, or any Two or more of them, that the same, or any of them, are evasive or uncertain, or if Signification shall be made from either House of Parliament, by the Lord High Chancellor of *Great Britain* or the Speaker of the House of Lords, or the Speaker of the House of Commons, respectively, that a further Examination shall be thereupon had; and if Information shall be given upon Oath to any of them the Lord Chief Baron or Barons respectively, of any wilful Concealment, Omission, or Falsity in such Particulars and Inventories, or any of them, or in

in any Matter or Thing therein contained, then, and in any of the said Cases, it shall and may be lawful for the said Lord Chief Baron and Barons, or any Two or more of them, and they are hereby required to examine on Oath the Person delivering such Particulars and Inventories as aforesaid, upon such Interrogatories, touching all and singular the Lands, Tenements, and Hereditaments, Goods, Chattels, Debts, and Personal Estate whatsoever, and such other Things as may tend to disclose his Estate, or any secret Grants, Conveyances, or Disposition of his Lands, Tenements, and Hereditaments, Goods, Chattels, Debts, and Personal Estate as aforesaid, as they shall think meet; and in order to such Examination, the said Lord Chief Baron and Barons, or any Two or more of them, are hereby authorized and required to summon and call before them the said Sir *Thomas Rumbold*, Baronet, or *Peter Perring*, Esquire, or either of them, at such Times and Places as they shall think proper; and in Default of Attendance upon any such Summons, the said Lord Chief Baron and Barons, or any Two or more of them, shall and may issue his or their Warrant or Warrants to any fit Person or Persons as they shall think meet, to apprehend and bring before them the said Lord Chief Baron and Barons, or any Two or more of them, either of them the said Sir *Thomas Rumbold*, and *Peter Perring*, Esquire, at such Times and Places as shall be expressed in such Warrant and Warrants; and if thereupon the said Sir *Thomas Rumbold*, Baronet, and *Peter Perring*, Esquire, or either of them, shall refuse to be examined, or to answer fully to every Interrogatory to him or them to be administered by the said Lord Chief Baron and Barons, or any Two or more of them, it shall be lawful for the said Chief Baron and Barons, or any Two or more of them, and they are hereby required to commit either of them the said Sir *Thomas Rumbold*, Baronet, and *Peter Perring*, Esquire, for refusing to be examined or not fully answering, to the Prison of the *Fleet*, there to remain, without Bail or Mainprize, till he or they shall submit to be examined and answer as aforesaid; and in case either of them the said Sir *Thomas Rumbold*, or *Peter Perring*, Esquire, shall neglect or refuse to deliver in such Particulars or Inventories of his or their Estate or Estates, Real and Personal, in Manner hereinbefore mentioned; or shall not, within the Space of 10

Days after his being

committed, submit to be examined, or fully to answer as aforesaid; or shall be guilty of any wilful Concealment, Omission, or Falshy, in any Examination had in pursuance of this Act; then, or in any of the said Cases, each of them the said Sir *Thomas Rumbold*, Baronet, and *Peter Perring*, Esquire, shall forfeit to the 11

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the King, His Heirs and Successors, all his Lands, Tenements, and Hereditaments, Goods, Chattels, and Personal Estate, of what Kind or Nature soever.

- And be it further Enacted by the Authority aforesaid, That
- 13 if any Person or Persons, being known or suspected to have or detain any Part of the Lands, Tenements, and Hereditaments, Goods, Chattels, or Personal Estate, of either of them the said Sir *Thomas Rumbold*, Baronet, and *Peter Perring* and *John Whitehill*, Esquires, or to be able to give Information or Evidence concerning the same, or to be indebted to or for the Benefit of either of them, the said Sir *Thomas Rumbold*, Baronet, or *Peter Perring*, Esquire, or *John Whitehill*, Esquire, shall, after lawful Summons to appear before the said Lord Chief Baron and Barons, or any Two or more of them, to be examined concerning the Lands, Tenements, and Hereditaments, Goods, Chattels, and Personal Estate, of either of them the said Sir *Thomas Rumbold*, and *Peter Perring*, Esquire, and *John Whitehill*, Esquire, in any Matter or Thing concerning the same, neglect or refuse to come before the Lord Chief Baron and Barons, or any Two or more of them, at the Time appointed in such Summons, having no lawful Impediment, such as shall be allowed by the said Lord Chief Baron and Barons, or any Two or more of them, and
- 14 which shall be signified and made known to the said Lord Chief Baron and Barons, or any Two or more of them, or shall refuse to be sworn, or to make Answer to such Interrogatories as shall be administered to him, her, or them respectively, according to the true Intent and Meaning of this Statute (which said Summons, and Examination on Oath upon Interrogatories to be administered to every such Person or Persons, the said Lord Chief Baron and Barons, or any Two or more of them, are hereby authorized and required to issue, take, and administer) then, and in the said respective Cases, it shall and may be lawful for the said Lord Chief Baron and Barons, or any Two or more of them, and they are hereby required to issue their Warrant or Warrants to such Person or Persons as they shall think fit, to apprehend any Person or Persons so neglecting or refusing to appear as aforesaid, and to bring him, her, or them before the said
- 15 Lord Chief Baron and Barons, or any Two or more of them, to be examined as aforesaid, and to commit to the said Prison of the *Fleet* all and every such Person or Persons as shall so refuse to be sworn, or make Answer to such Interrogatories as shall be administered as aforesaid, there to remain, without Bail or Mainprize, until such Time as the said Person or Persons so refusing to be sworn, or to answer to such Interrogatories as shall be administered

ministered as aforesaid, shall submit him, her, or themselves to be examined, according to the true Intent and Meaning of this Act.

And be it Enacted by the Authority aforesaid, That Sir *Thomas Rumbold*, Baronet, *Peter Perring*, Esquire, and *John Whitebill*, Esquire, and each of them, shall, for the Space of One whole Year, to be computed from the and to the End of the then next Session of Parliament, be, and they are hereby disabled from and made incapable of conveying, aliening, settling, changing, or incumbering, any Lands, Tenements, or Hereditaments, to which they or any of them, or any Person or Persons in Trust for them or any of them, or for their or any of their Use and Benefit, is, are, or shall be entitled, or hath or have any Right or Title, and also, during the Time aforesaid, shall be, and are hereby disabled from assigning, conveying, granting, transferring, or making over, any of their Personal Estates, in Trust for themselves, their Wives, or Children, and also from otherwise disposing of their Personal Estate, except for the necessary Subsistence of themselves and Families, or for paying such just Debts as are or shall be contracted and due by them respectively, before the and except perishable Goods. 16

Provided always, That this Act shall not disable them or any of them, the said Sir *Thomas Rumbold*, Baronet, and *Peter Perring* and *John Whitebill*, Esquires, from disposing of their Estate or Estates by their last Wills and Testaments, in case they or any of them shall happen to die during the Time aforesaid, subject nevertheless to the Justice and Disposition of Parliament.

And be it further Enacted by the Authority aforesaid, That during the Space of One whole Year, to be computed from the said and until the End of the then next Session of Parliament, they the said Sir *Thomas Rumbold*, Baronet, *Peter Perring*, Esquire, and *John Whitebill*, Esquire, shall not transport or convey, or cause to be transported or conveyed, any of their Goods, Chattels, Monies, or Effects whatsoever, of what Nature or Kind soever, out of the Realm, other than Ships, or Shares of Ships, whereof they were possessed on the said and other than for paying such just Debts as are or shall be contracted and due by them respectively on the and which 17

which shall be accordingly paid and satisfied with such Goods,
 18 Chattels, Monies, and Effects; and if any of them the said Sir
Thomas Rumbold, Baronet, *Peter Perring*, or *John Whitebill*,
 Esquires, shall, within the Space of One whole Year, to be com-
 puted from the or before the End of the
 then next Session of Parliament, transport or convey, or cause
 to be transported or conveyed, any of his or their Goods, Chat-
 tels, Monies, or other Effects whatsoever, out of this Realm,
 contrary to the true Intent and Meaning of this Act, then, and
 in every such Case, each and every of them the said Sir *Thomas*
Rumbold, Baronet, *Peter Perring*, and *John Whitebill*, Esquires,
 19 so offending, and every other Person knowingly and willingly
 aiding and assisting therein, shall be adjudged guilty of Felony,
 and suffer Death as a Felon without Benefit of Clergy.

And, for the more effectual Discovery of the Estate and Ef-
 fects of the said Sir *Thomas Rumbold*, Baronet, and *Peter Perring*,
 Esquire, and *John Whitebill*, Esquire, and every of them; Be it
 Enacted by the Authority aforesaid, That every Person or Per-
 19 sons within this Kingdom, who shall have accepted of any Trust
 or Trusts, and shall conceal or protect any Estate, Real or Per-
 sonal, of or for any of them the said Sir *Thomas Rumbold*,
 Baronet, *Peter Perring*, or *John Whitebill*, Esquires, and shall not,
 before the truly discover or disclose such Trust and
 Estate in Writing to the said Chief Baron and Barons, or any Two
 or more of them, for the Time being, shall forfeit treble the
 Value of the Estate, Real or Personal, so concealed, One Moiety
 thereof to His Majesty, His Heirs and Successors, the other
 Moiety thereof to him, her, or them who shall sue for the
 same, to be recovered by Action of Debt, Bill, Complaint, or In-
 formation, wherein no Essoin, Protection, or Wager of Law
 shall be allowed, nor more than One Imparlance (in which
 Cases Costs shall be allowed to the Plaintiff as in other Cases)
 and shall suffer Imprisonment for an whole Year, without Bail
 or Mainprize.

And be it further Enacted by the Authority aforesaid, That
 20 any Person who shall, before the
 voluntarily come before the said Lord Chief Baron and Barons,
 or any Two or more of them, and make a true Discovery upon
 Oath of any Part of the Estates, Real or Personal, of any of the
 said Sir *Thomas Rumbold*, Baronet, and *Peter Perring*, Esquire,
 which shall have been concealed, and not inserted or discovered
 by any Particular or Inventory delivered in by the said Sir
Thomas

Thomas Rumbold, and *Peter Perring*, Esquire, respectively, as is above directed, or on their respective Examinations, or of the Estates and Effects of *John Whitebill*, Esquire, who is absent from the Kingdom, and may not have delivered in any such Particular or Inventory as aforesaid, shall be allowed after the Rate of *per Centum* according to the Value of such Estate or Effects so discovered being in any Part beyond Seas, and after the Rate of *per Centum* according to the Value of such Estate and Effects so discovered remaining within the Kingdom, to be paid and allowed to such Person or Persons out of the said Estate and Effects, or otherwise to be recovered by Action of Debt to be brought upon this Act, against the Person whose Estate and Effects shall be so discovered. 21

Provided always, and ~~be~~ it further Enacted, That all and every the Lands, Tenements, and Hereditaments, Goods, Chattels, Monies, and other Personal Estate, of what Kind or Nature soever, of either of the said Sir *Thomas Rumbold*, Baronet, or *Peter Perring*, Esquire, and *John Whitebill*, Esquire, which shall be forfeited and recovered by virtue of this Act, shall be paid and answered into the Receipt of Exchequer, to be issued and applied for the Use and Benefit of the United Company of Merchants trading to the *East Indies*; any thing hereinbefore contained to the contrary thereof in anywise notwithstanding.

And be it further Enacted by the Authority aforesaid, That this Act shall be deemed and taken to be a Public Act, and be judicially taken Notice of by all Judges, Justices, and other Persons whatsoever.

Merchants trading to the Bay Area; any thing herebefore
and applied for the Use and Benefit of the United Company of
paid and collected into the Treasury of the said Company, to be illud
shall be forthwith and recovered by virtue of this Act, that be
or from Norway, England, and from Wales, England, which
this power of either of the said Sir Thomas Rowland, Barons,
this, Ireland, and other Principal States, of what kind or kind
every the Land, Treasuries, and other Estates, Goods, and
Settlements, and if it should be found, that all and

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Retaining Sir *Thomas Rumbold*, Baronet, and *Peter Perring*, Esquire, from going out of this Kingdom for the Space of One Year, and until the End of the then next Session of Parliament; and for discovering the Estate and Effects of Sir *Thomas Rumbold*, Baronet, *Peter Perring* and *John Whitehill*, Esquires, and for preventing the transporting or alienating of the same.

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